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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Post Office as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA.22313-1450, on

Date: May 18, 2004

Name: Pamela D. Howe

Signature:

*Pamela D. Howe*  
Hogan & Hartson, L.L.P.

Docket No. 21084.0019(7202-227)

Customer No.: 41913

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Harry Fisch

Filed: February 21, 2002

Group Art Unit: 1614

Serial No: 10/081,098

Examiner: Henley III, Raymond J.

For: METHODS OF TREATING ANDROGEN DEFICIENCY IN MEN USING  
SELECTIVE ANTIESTROGENS

Commissioner for Patents  
Mail Stop Petition  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

**UNDER MPEP 711.03 (C)(I)**

Sir:

The above-referenced patent application was abandoned for alleged failure to timely pay the issue fee. A Notice of Abandonment was mailed on March 25, 2004 and received on April 13, 2004.

Applicants submit herewith the following:

- A copy of PTOL-85 with a certificate of mailing dated November 21, 2003;
- A copy of the transmission report dated November 21, 2003 confirming receipt of the issue fee.
- Statement of Melissa Scanzillo attesting to the timely filing of the issue fee.

Applicants respectfully request the withdrawal of the Notice of Abandonment in view of the information provided.

05/21/2004 AWONDAF2 00000036 503024 10081098

01 FC:2501 665.00 DA

Please charge the Issue Fee payment of \$665.00 to Deposit Account No. 50-3024. The Commissioner is hereby authorized to charge additional fees for this Petition or credit any overpayments to Deposit Account No. 50-3024. A duplicate copy of this Petition is enclosed.

**CONDITIONAL PETITION FOR EXTENSION OF TIME**

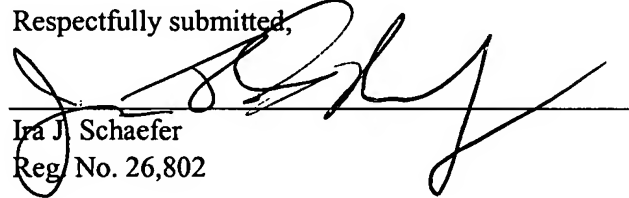
If any extension of time for this response is required, Applicants request that this be considered a petition therefor. Please charge the required Petition fee to Deposit Account No. 50-3024.

**ADDITIONAL FEE**

Please charge any insufficiency of fees, or credit any excess to our Deposit Account No. 50-3024.

Date: May 18, 2004

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Ira J. Schaefer', is written over a horizontal line.

Ira J. Schaefer  
Reg. No. 26,802

Hogan & Hartson, L.L.P.  
New York, NY 10022  
Telephone: (212) 918-3000



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I hereby certify that this correspondence is being deposited with the United States Post Office as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450 Alexandria, VA.22313-1450, on

Date: May 7, 2004

Name: Pamela D. Howe

Signature: \_\_\_\_\_

*Pamela D. Howe*  
Hogan & Hartson, L.L.P.

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**DECLARATION OF MS. MELISSA SCANZILLO IN SUPPORT OF WITHDRAWING A  
NOTICE OF ABANDONMENT**

Sir:

1. My name is Melissa Scanzillo. I am the Patent Paralegal at Clifford Chance US LLP.
2. I attest that, on November 21, 2003, I timely deposited Form PTOL-85 with the United States Postal Service.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: 5-6-04

Name: \_\_\_\_\_

*Melissa Scanzillo*  
Melissa Scanzillo